

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1372 of 1991

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

RUPABEN J THAKARDA & ORS.

Versus

STATE OF GUJARAT & ANR.

Appearance:

None present for Petitioners
MR DA BAMBHANIA with MS SIDDHI TALATI
for Respondent

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 08/09/97

ORAL JUDGMENT

1. Four petitioners who were workcharge employees in the Public Works Department, Government of Gujarat, filed this Special Civil Application and prayer has been made for directions to the respondent to consider their cases for pension and other retirementary benefits in terms of Government Resolution dated 17th October 1988.

2. The learned counsel for respondent-State submitted that the matter is under consideration by the Government and pension papers of these petitioners have also been prepared and the same are pending for consideration for entitlement of the petitioners for pension and other retirementary benefits.

3. In view of the statement made by learned counsel for respondent-State as well as in view of the Resolution of the Government dated 17th October 1988, this Special Civil Application is disposed of with direction to respondents to decide the cases of petitioners of giving them pension and other retirementary benefits within the period of two months from the date of receipt of certified copy of this order. In case the petitioners are found entitled for the benefits claimed in this Special Civil Application, then the arrears of the same shall be paid to them within a period of one month next. In case any of the petitioner or petitioners are not found entitled for pension and other retirementary benefits, a speaking order may be passed and a copy of the same may be sent to the concerned petitioner or petitioners, as the case may be, by registered post A.D. In case of difficulty, liberty to the petitioners to revive this Special Civil Application.

4. Subject to the aforesaid directions, this Special Civil Application and Rule stand disposed of. No order as to costs.

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(sunil)